

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Appointing Sherman Indian High School Board Member Elizabeth Pablo and
Alternate Cynthia E. Manuel)**

RESOLUTION NO. 09-139

1 **WHEREAS, the Constitution of the Tohono O'odham Nation was established, in part, "to promote**
2 **the rights, education and welfare of the present and future generations of our people"**
3 **and vests the Tohono O'odham Legislative Council with the power to enact resolutions**
4 **"to promote, protect and provide for public health, peace, morals, education and**
5 **general welfare of the Tohono O'odham Nation and its members" (Constitution,**
6 **Preamble and Article VI, Section 1(c)(2)); and**

7 **WHEREAS, a large number of Tohono O'odham Nation members attend Sherman Indian High**
8 **School in Riverside, California; and**

9 **WHEREAS, Sherman Indian High School is governed by its Board, which consists of eight**
10 **members and their alternates who are nominated and appointed as follows:**

11 **Federally recognized Indian tribes/communities or area as applicable who have**
12 **students attending Sherman, shall be entitled to nominate one (1) member and**
13 **one (1) alternate. Five (5) of which should be representatives of the Indian**
14 **tribes/communities or area with the highest student enrollment at Sherman.**
15 **The California Tribes will elect/appoint two (2) members and two (2) alternates**
16 **to the Board. Indian tribes/communities or areas are responsible for**
17 **electing/appointing their tribal representatives, one (1) member and one (1)**
18 **alternate. There will be a member at large representing those students whom are**
19 **unrepresented. This person will be elected by the school board, principal, and**
20 **educational line Officer.**

21 **(Constitution and Bylaws of Sherman Indian High School, Article IV, Section 2.A.); and**

22 **WHEREAS, Board members and alternates must be residents of the Indian communities or areas**
23 **from which they are elected or appointed, cannot be employees of the Bureau of**
24 **Indian Affairs, and must be 21 years of age, although Board membership "is not**
25 **restricted to parents of students" (Constitution and Bylaws, Article IV, Section 2.B.,**
26 **2.C., and 2.E.); and**

27 **WHEREAS, the Constitution and Bylaws further provide that the election or appointment of a**
28 **Board member shall become official upon "filing a resolution or letter of**
29 **election/appointment with the School's Administration Secretary" (Constitution and**
30 **Bylaws, Article IV, Section 2.D.); and**

31 **WHEREAS, the Tohono O'odham Nation has the second highest student enrollment at Sherman**
32 **Indian High School and is therefore entitled to nominate a member and alternate to**
33 **the Board; and**

34 **WHEREAS, the Legislative Human Resources Development Committee is delegated jurisdiction**

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over any "activity of a tribal, federal, state or local government, or private entity or individual which relates to" education services (Plan of Operation for Human Resources Development Committee, Article III.C.3.(b)); and

WHEREAS, the Human Resources Development Committee has met and conferred with parents and other interested community members concerning nominations to the Sherman Indian High School Board; and

WHEREAS, Elizabeth Pablo and Cynthia E. Manuel have expressed an interest in serving on the Board, are members and residents of the Tohono O'odham Nation, and otherwise meet the requirements for Board membership that are set forth in the Constitution and Bylaws of Sherman Indian High School; and

WHEREAS, the Human Resources Development Committee therefore recommends that Elizabeth Pablo be nominated to the Sherman Indian High School Board and that Cynthia E. Manuel be nominated as alternate to the Sherman Indian High School Board.

NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it hereby appoints Elizabeth Pablo to the Sherman Indian High School Board and Cynthia E. Manuel as alternate to the Sherman Indian High School Board to represent the Tohono O'odham Nation.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13TH of MARCH, 2009 at a meeting at which a quorum was present with a vote of 2,534.5 FOR; -0- AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by Preamble and Article VI, Section 1 (c)(2) of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL


Verlon M. Jose, Legislative Chairman

17th day of March, 2009

ATTEST:


Lucille Lopez, Acting Legislative Secretary

13 day of March, 2009.

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Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 17th day of March, 2009 at 3:31 o'clock, P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Felicia Nusey for
Verlon M. Jose, Legislative Chairman

APPROVED

on the 18 day of March, 2009

DISAPPROVED

at 2:00 o'clock, P.M.

Ned Norris, Jr.
NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 18 day of

March, 2009, at 3:15 o'clock, P.M.

Lucille Lopez
Lucille Lopez, Acting Legislative Secretary

ACTION: APPOINTING SHERMAN INDIAN HIGH SCHOOL BOARD MEMBER ELIZABETH PABLO AND ALTERNATE CYNTHIA E. MANUEL

MOVED: COUNCILMAN TIMOTHY JOAQUIN

SECOND: COUNCILWOMAN WAVALENE ROMERO

DATE: MARCH 13, 2009

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 316.9	1. FRANCES MIGUEL (Roberta Harvey)	158.45	X			
	2. FRANCES G. ANTONE (Vernon Smith)	158.45	X			
CHUKUT KUK 264.8	1. ETHEL GARCIA ()	132.40	X			
	2. VERLON M. JOSE ()	132.40	X			X
GU ACHI 227.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	113.95	X			
	2. CYNTHIA E. MANUEL ** ()	113.95	X			
GU VO 199.2	1. GRACE MANUEL ()	99.60	X			
	2. RAYMOND VICTOR ()	99.60	X			X
HICKIWAN 172.0	1. MICHELLE ORTEGA ()	86.00	X			
	2. SANDRA ORTEGA ()	86.00	X			X
PISINEMO 182.4	1. CHESTER ANTONE (Tony Murrietta)	91.20	X			
	2. GERALD FAYUANT ()	91.20	X			
SAN LUCY 181.1	1. LORRAINE EILER ()	90.55	X			
	2. GLORIA RAMIREZ ()	90.55	X			
SAN XAVIER 196.5	1. FELICIA NUÑEZ (Adam P. Andrews)	98.25	X			
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25	X			
SCHUK TOAK 154.6	1. FRANCES B. CONDE (Frederick Jose)	77.30	X			
	2. PHYLLIS CACHORA (Agnes Joaquin)	77.30	X			
SELLS 444.7	1. KIMBERLY LISTO ()	222.35	X			
	2. EVELYN B. JUAN MANUEL ()	222.35	X			
SIF OIDAK 194.4	1. WAVALENE ROMERO ()	97.20	X			
	2. MARY LOPEZ ()	97.20	X			
TOTAL		2,534.5	2,534.5	-0-	-0-	[03]

**PASSED VOTES